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November 8, 2023

VIA ELECTRONIC FILING AND HAND DELIVERY

The Honorable Maryellen Noreika
U.S. District Court for the District of Delaware
J. Caleb Boggs Federal Building
844 North King Street
Wilmington, DE 19801

Re: *Apple Inc. v. Masimo Corporation et al*, C.A. No. 22-1377-MN-JLH
Apple Inc. v. Masimo Corporation et al, C.A. No. 22-1378-MN-JLH

Dear Judge Noreika:

Pursuant to the Standing Order for Objections Filed Under Fed. R. Civ. P. 72, and Plaintiff and Counterclaim-Defendant Apple Inc.'s Objections (D.I. 392; C.A. No 22-1377 and D.I. 414; C.A. No 22-1378) to Magistrate Judge Jennifer L. Hall's October 24, 2023 Report and Recommendation (D.I. 377; C.A. No. 22-1377 and D.I. 393 C.A. No. 22-1378), enclosed are courtesy copies of all filings associated with the matter to which the Report and Recommendation relates. For the Court's convenience, we refer the submissions for both cases but have only enclosed the pleadings in the C.A. No. 22-1377 case.

- D.I. 158 (1377) / D.I. 153 (1378) - Plaintiff Apple Inc.'s Renewed Motion to Dismiss and Strike and Proposed Order
- DI 174 (1377) / D.I. 171 (1378) – Defendants' Masimo Corporation, Sound United, LLC's Answering Brief to Plaintiff's Renewed Motion to Dismiss and Strike with Exhibits A-C
- D.I. 176 (1377) / D.I. 174 (1378) - Plaintiff Apple Inc.'s Reply Brief in Support of its Renewed Motion to Dismiss
- D.I. 184 (1377) / D.I. 184 (1378) - Plaintiff Apple Inc.'s Motion to Dismiss and Strike Sound United's Answer and Counterclaims and Proposed Order
- D.I. 186 (1377) / D.I. 187 (1378) – Defendant Sound United, LLC's Answering Brief to Plaintiff's Motion to Dismiss and Strike Sound United's Answer and Counterclaims
- D.I. 187 (1377) / D.I. 190 (1378) - Plaintiff Apple Inc.'s Reply Brief in Support of its Motion to Dismiss and Strike Sound United's Answer and Counterclaims

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- D.I. 377 (1377) / D.I. 393 (1378) - Magistrate Judge Jennifer Hall's Report and Recommendation re Plaintiff/Counterclaim-Defendant Apple Inc.'s Renewed Motions to Dismiss and Strike and Apple's Motions to Dismiss and Strike Sound United's Answer and Counterclaims
- D.I. 392 (1377) / D.I. 413 (1378) – Apple's Sealed Objections to the October 24, 2023, Report and Recommendation and Certificate of Counsel
- D.I. 393 (1377) / D.I. 414 (1378) – Sealed Declaration of David E. Moore with Exhibits 1-3

Respectfully,

/s/ David E. Moore

David E. Moore

DEM:sjh/11133786

Enclosures

cc: Counsel of Record (via electronic mail, w/o encls.)